

Notice of Allowability

Application No.

10/760,636

Examiner

Laura Edwards

Applicant(s)

PATRYKUS, JOEL A.

Art Unit

1734

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the filing of the application as of 1/20/04.
2. ☒ The allowed claim(s) is/are 1-14.
3. ☒ The drawings filed on 20 January 2004 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 012004
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


LAURA EDWARDS
PRIMARY EXAMINER

Reasons for Allowance

Claims 1-8 are allowable because there is no teaching or suggestion in the prior art of a rack for supporting workpieces for painting comprising the combination of a vertical support tube which is supported against vertical movement; a vertical mounting tube connected to the support tube; a central frame connected to the vertical mounting tube, the central frame having a cross member which extends sidewardly from the vertical mounting tube, and a first side member which is fixed to the cross member and which extends in a front to back direction; and a front frame which is positionably connected to the central frame, the front frame having a front arm which extends frontwardly from the vertical mounting tube, and at least one adjustable side support arm which is adjustably positioned on the front arm and which is positionable with respect to the side support arm, the side support arm extending towards the side member, such that a workpiece supported along an upper edge on the first side member is engageable by the adjustable side support arm at a position below the workpiece upper edge.

Claims 9-13 are allowable because there is no teaching or suggestion in the prior art of a rack for supporting workpieces for painting comprising the combination of an overhead mounting bracket for attachment to an overhead element; a vertical support tube which is fixed to the overhead mounting bracket, and which extends downwardly therefrom; a vertical mounting tube connected to the support tube; a central frame connected to the vertical mounting tube beneath the overhead mounting bracket, the central frame having a cross member which extends sidewardly from the vertical mounting tube, and a first side member which is fixed to the cross member and which extends in a front to back direction; and a front frame which is

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positionably connected to the central frame, the front frame having a front arm which extends frontwardly from the vertical mounting tube, and at least one adjustable side support arm which is adjustably positioned on the front arm and which is positionable with respect to the side support arm, the side support arm extending towards the side member, such that a workpiece supported along an upper edge on the first side member is engageable by the adjustable side support arm at a position below the workpiece upper edge, the entire apparatus being supported from the overhead element to be spaced above a floor.

Claim 14 is allowable because there is no teaching or suggestion in the prior art of a rack for supporting workpieces for painting comprising the combination of an overhead mounting bracket for attachment to an overhead element; a vertical support tube which is fixed to the overhead mounting bracket, and which extends downwardly therefrom; a vertical mounting tube connected to the support tube; a central frame connected to the vertical mounting tube beneath the overhead mounting bracket, the central frame having a forward arm which extends frontwardly from the vertical mount tube; a front member which is fixed to the forward arm and which extends sidewardly; a plurality of vertical brackets mounted to the front member and sidewardly positionable thereon; and a vertical member positionably received within each of the vertical brackets, the vertical members being thus positionable with respect to the front arm to accommodate a selected automobile part, the entire apparatus being supported from the overhead element to be spaced above a floor.

Conclusion


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The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The following patent discloses the state of the art with respect to a car door mounting rack: Hung (US 5,915,742).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Laura Edwards whose telephone number is (571) 272-1227. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chris Fiorilla can be reached on (571) 272-1187. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Laura Edwards
Primary Examiner
Art Unit 1734

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September 24, 2004